

Council

**Mon 22nd Feb
2010
7.00 pm**

**Council Chamber
Town Hall
Redditch**

REDDITCH BOROUGH COUNCIL

*making
a
difference*

www.redditchbc.gov.uk

Access to Information - Your Rights

The Local Government (Access to Information) Act 1985 widened the rights of press and public to attend Local Authority meetings and to see certain documents. Recently the Freedom of Information Act 2000, has further broadened these rights, and limited exemptions under the 1985 Act.

Your main rights are set out below:-

- Automatic right to attend all Council and Committee meetings unless the business would disclose confidential or “exempt” information.
- Automatic right to inspect agenda and public reports at least five days before the date of the meeting.
- Automatic right to inspect minutes of the Council and its Committees (or summaries of business undertaken in private) for up to six years following a meeting.
- Automatic right to inspect lists of background papers used in the preparation of public reports.
- Access, upon request, to the background papers on which reports are based for a period of up to four years from the date of the meeting.
- Access to a public register stating the names and addresses and electoral areas of all Councillors with details of the membership of all Committees etc.
- A reasonable number of copies of agenda and reports relating to items to be considered in public must be made available to the public attending meetings of the Council and its Committees etc.
- Access to a list specifying those powers which the Council has delegated to its Officers indicating also the titles of the Officers concerned.
- Access to a summary of the rights of the public to attend meetings of the Council and its Committees etc. and to inspect and copy documents.
- In addition, the public now has a right to be present when the Council determines “Key Decisions” unless the business would disclose confidential or “exempt” information.
- Unless otherwise stated, all items of business before the Executive Committee are Key Decisions.
- (Copies of Agenda Lists are published in advance of the meetings on the Council’s Website:
www.redditchbc.gov.uk

**If you have any queries on this Agenda or any of the decisions taken or wish to exercise any of the above rights of access to information, please contact
Ivor Westmore
Committee Support Services**

**Town Hall, Walter Stranz Square, Redditch, B98 8AH
Tel: (01527) 64252 (Extn. 3269) Fax: (01527) 65216
e.mail: ivor.westmore@redditchbc.gov.uk Minicom: 595528**

Welcome to today's meeting.

Guidance for the Public

Agenda Papers

The **Agenda List** at the front of the Agenda summarises the issues to be discussed and is followed by the Officers' full supporting **Reports**.

Chair

The Chair is responsible for the proper conduct of the meeting. Generally to one side of the Chair is the Committee Support Officer who gives advice on the proper conduct of the meeting and ensures that the debate and the decisions are properly recorded. On the Chair's other side are the relevant Council Officers. The Councillors ("Members") of the Committee occupy the remaining seats around the table.

Running Order

Items will normally be taken in the order printed but, in particular circumstances, the Chair may agree to vary the order.

Refreshments : tea, coffee and water are normally available at meetings - please serve yourself.

Decisions

Decisions at the meeting will be taken by the **Councillors** who are the democratically elected representatives. They are advised by **Officers** who are paid professionals and do not have a vote.

Members of the Public

Members of the public may, by prior arrangement, speak at meetings of the Council or its Committees. Specific procedures exist for Appeals Hearings or for meetings involving Licence or Planning Applications. For further information on this point, please speak to the Committee Support Officer.

Special Arrangements

If you have any particular needs, please contact the Committee Support Officer.

Infra-red devices for the hearing impaired are available on request at the meeting. Other facilities may require prior arrangement.

Further Information

If you require any further information, please contact the Committee Support Officer (see foot of page opposite).

Fire/ Emergency instructions

If the alarm is sounded, please leave the building by the nearest available exit – these are clearly indicated within all the Committee Rooms.

If you discover a fire, inform a member of staff or operate the nearest alarm call point (wall mounted red rectangular box). In the event of the fire alarm sounding, leave the building immediately following the fire exit signs. Officers have been appointed with responsibility to ensure that all visitors are escorted from the building.

Do Not stop to collect personal belongings.

Do Not use lifts.

Do Not re-enter the building until told to do so.

The emergency **Assembly Area** is on **Walter Stranz Square**.

Declaration of Interests: Guidance for Councillors

DO I HAVE A "PERSONAL INTEREST" ?

- Where the item relates or is likely to affect your **registered interests** (what you have declared on the formal Register of Interests)

OR

- Where a decision in relation to the item might reasonably be regarded as affecting **your own** well-being or financial position, or that of your **family**, or your **close associates** more than most other people affected by the issue,

you have a personal interest.

WHAT MUST I DO? **Declare the existence, and nature, of your interest and stay**

- The declaration must relate to specific business being decided - a general scattergun approach is not needed
- **Exception** - where interest arises only because of your membership of another **public body**, there is no need to declare unless you **speak** on the matter.
- You **can vote** on the matter.

IS IT A "PREJUDICIAL INTEREST" ?

In general only if:-

- It is a personal interest **and**
- The item affects your **financial position** (or conveys other benefits), or the position of your **family, close associates** or bodies through which you have a **registered interest** (or relates to the exercise of **regulatory functions** in relation to these groups)

and

- A member of public, with knowledge of the relevant facts, would reasonably believe the interest was likely to **prejudice** your judgement of the public interest.

WHAT MUST I DO? **Declare and Withdraw**

BUT you may make representations to the meeting before withdrawing, **if** the public have similar rights (such as the right to speak at Planning Committee).

Council

22nd February 2010

7.00 pm

Council Chamber Town Hall

Agenda

Membership:

Cllrs:	M Hall (Mayor)	N Hicks
	K Banks	G Hopkins
	P Anderson	D Hunt
	M Braley	R King
	J Brunner	W King
	M Chalk	C MacMillan
	G Chance	P Mould
	A Clayton	W Norton
	B Clayton	J Pearce
	J Cookson	B Quinney
	D Enderby	M Shurmer
	J Field	D Smith
	A Fry	D Taylor
	C Gandy	D Thomas
	W Hartnett	

1. Welcome	<p>The Mayor will open the meeting and welcome all present.</p> <p>The Mayor's Chaplain, Canon David Rogers, will lead the Council in prayer.</p>
2. Apologies	<p>To receive any apologies for absence on behalf of Council members.</p>
3. Declarations of Interest	<p>To invite Councillors to declare any interests they may have in items on the agenda.</p>
4. Communications and Mayor's Announcements	<p>To receive any exceptional announcements of the Mayor. (Regular communications and announcements will be considered at the next ordinary meeting of the Council on 29th March).</p> <p>To give notice of any variation to the items listed in the Forward Plan and/or items accepted as "Urgent Business".</p> <p>(No separate report / oral update)</p>

<p>5. Executive Committee - Urgent Referrals</p> <p>(Pages 1 - 2)</p> <p>Chief Executive</p>	<p>To consider a number of urgent referrals from the Executive Committee which relate to financial decisions relevant to tonight's business. (Other matters will be reported to the next ordinary meeting of the Council on 29th March 2010.)</p> <ul style="list-style-type: none">• Initial Estimates 2010/11• Arrow Valley Countryside Centre <p>(The individual decisions from the meeting of the Executive Committee on 3rd February (attached) and 17th February 2010 (to follow) refer.)</p> <p>(No Specific Ward Relevance)</p>
<p>6. Adjournment</p>	<p>To adjourn the meeting to permit a meeting of the Executive Committee to be held to consider the setting of the Council Tax for 2010/11 and any associated financial items.</p>
<p>[Meeting of Executive Committee]</p>	
<p>7. Council Tax - Year ending 31st March 2011</p> <p>Head of Financial Revenues and Benefit Services</p>	<p>On the resumption of the meeting, to receive and consider recommendations from the Executive Committee and to pass the appropriate resolutions fixing the Council Tax for the year ending 31st March 2011.</p> <p>(Executive Committee Report refers)</p> <p>(No Specific Ward Relevance)</p>
<p>8. Urgent Business - general (if any)</p>	<p>To consider any additional items exceptionally agreed by the Mayor as Urgent Business in accordance with the powers vested in him by virtue of Section 100(B)(4)(b) of the Local Government Act 1972.</p> <p>(This power should be exercised only in cases where there are genuinely special circumstances which require consideration of an item which has not previously been published on the Order of Business for the meeting and/or on the Leader's Forward Plan.)</p>

<p>9. Exclusion of the Public</p>	<p>Should it be necessary, in the opinion of the Chief Executive, to consider excluding the public from the meeting on the grounds that exempt information is likely to be divulged, it may be necessary to move the following resolution:</p> <p>“that, under S.100 I of the Local Government Act 1972, as amended by the Local Government (Access to Information) (Variation) Order 2006, the public be excluded from the meeting for the following matter(s) on the grounds that it/they involve(s) the likely disclosure of exempt information as defined in the relevant paragraphs <i>(to be specified)</i> of Part 1 of Schedule 12 (A) of the said Act, as amended.”</p>
	<p>(Note: Anyone requiring copies of any previously circulated reports, or supplementary papers, should please contact Committee Services Officers in advance of the meeting.)</p>

No Specific Ward relevance

Council

22nd February 2010

EXECUTIVE COMMITTEE – URGENT REFERRALS

(Report of the Chief Executive)

1. Purpose of Report

To seek approval of urgent referrals from previous meetings of the Executive Committee on 3rd February and, possibly, 17th February 2010 that require consideration prior to the agreement of the Council Tax for 2010/11.

2. Recommendations

(3rd February 2010)

INITIAL ESTIMATES 2010/11

RECOMMENDED that

- 1) the Initial Estimates for 2010/11 be approved;
- 2) the Revenue Bids categorised as unavoidable and high detailed in Appendix 14 be approved , as follows:

2010/11	£279,210
2011/12	£ 98,210
2012/13	£ 97,210

- 3) The General Fund bids for capital resources categorised as high set out in Appendix 15 be approved, as follows:

2010/11	£325,000
2011/12	£165,000
2012/13	£845,000;

together with the associated revenue implications as follows:

2010/11	£ 6,500
2011/12	£54,200
2012/13	£96,400
Future years	£188,800;

- 4) the proposal for how the Further Support for Town Centre Grant is utilised as set out in Appendix 17 be approved;
- 5) the bids as recommended by Overview and Scrutiny Committee be approved as follows:

2nd December 2009 - Redditch Matters to be published quarterly. Cost of an additional edition £6,000;

- 6) the bid for Church Hill District Centre Redevelopment for £60,000 2010/11 which was approved in principle at Council on 7th December 2009, be approved;**
- 7) that any Direct Action - Enforcement expenditure be funded from balances, pending recovery from the third party, and officers report back to Members on the success of any recovery action;**
- 8) that any bids not approved at this stage be brought back to this Committee for reconsideration once the outturn position for 2009/10 is known and**
- 9) the bid of £6,000 for the repair and maintenance of street lighting be included in the Initial Estimates 2010/11.**

Officers were to write, in the first instance, to Worcestershire County Council highlighting the increasing pressure on the Council's budgets for staff pensions.

(17th February 2010)

ARROW VALLEY COUNTRYSIDE CENTRE

(To follow, if recommended by the Executive Committee.)

3. Author of Report

The author of this report is Ivor Westmore (Member and Committee Support Services Manager), who can be contacted on extension 3269 (email: ivor.westmore@redditchbc.gov.uk) for more information.

4. Appendices

None.